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FLORIDA DEPARTMENT OF STATE Katherine Harris Secretary of State DIVISION OF ELECTIONS

MEMORANDUM

TO:

All Candidates, Political Committees, Committees of Continuous Existence,

Political Party Executive Committees and Supervisors of Elections

FROM: Clay Roberts, Director, Division of Elections

DATE: July 27, 2000

RE: New Federal Tax Regulation

URGENT - REQUIRES YOUR IMMEDIATE ATTENTION DEADLINE: MONDAY JULY 31ST

Background

Most political campaigns, political parties, and even political (action) committees prior to this new federal legislation were treated as Section 527 organizations under the Internal Revenue Code. This meant that they did not pay income tax on their contributions. A number of unregulated organizations or groups, however, have been increasingly using 527 status to influence elections or issues, while avoiding the registration and reporting requirements placed on campaigns, the political parties, and political committees. Consequently, with the legislation, Congress has attempted to close that "loophole" in the regulation of their activities. The law was passed by Congress on a fast track and signed into law by President Clinton within 24 hours of its enactment and effective date of July 1st.

Summary of Requirements

The new federal legislation generally requires Section 527 organizations with annual (calendar/tax year) receipts of \$25,000 or more to register with the IRS ("Registration Requirement"), file regular disclosure reports ("Disclosure Requirement"), and file annual returns ("Return Requirement"), all of which will become available to the public for inspection. State and local non-federal candidates and state and county political parties (at least as to their non-federal accounts) appear to have to register, but appear to be exempt from the Disclosure Requirement. Therefore, if your campaign, political committee or committee of continuous existence reasonably anticipates receiving \$25,000 or more in receipts annually, you should at least satisfy the Registration Requirement on or before Monday, July 31" The registration must be performed electronically via the IRS Internet website and in writing

If you have any questions about the registration requirements, please contact the IRS help line at 1-877-829-5500 or contact your state political party headquarters.

LCR/blm
Attachments

The Capitol • Room 1801 • Tallahassee, Florida 32399-0250 • (850) 488-7690 FAX: (850) 488-1768 • http://www.dos.state.fl.us • E-Mail: election@mail.dos.state.fl.us



Miguel

DIAZ de la PORTILLA

FOR MIAMI - DADE COUNTY MAYOR 2000

8603 South Dixie Highway, Suite 302, Miami, FL 33143 (305) 667-0150

Please be advised that we attempted to file electronically but the system rejected the application because we did not have an EIN number. We filed the SS-4 form and anxiously await the number. Please keep in mind that we were given a few hours notice of this new law as seen by attached memo by the Florida Department of State.

Cárlos Plantada

Treasurer

Sincerely

Pd.Pol.Adv. by Miguel Diaz de la Portilla Campaign, Approved by Miguel Diaz de la Portilla